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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION  
14

15 **RONALD BRATTON,**

Plaintiff,

16  
17 v.

18 **BEN CURRY,**

Defendants.  
19  
20

Case No. C 07-2928 JSW

**DECLARATION OF J.  
CHUDY IN SUPPORT OF  
DEFENDANTS' MOTION  
FOR SUMMARY JUDGMENT**

21 I, J. CHUDY, declare as follows:

22 1. I am the Chief Medical Officer and Health Care Manager for the Correctional Training  
23 Facility (CTF). As the Chief Medical Officer and Health Care Manager, I direct all medical care  
24 at CTF and oversee the operation of the medical, mental health, and dental programs as well as  
25 the infirmary. I have been licensed to practice medicine in the state of California since 1982, and  
26 board certified in Family Medicine since 1984. I have been employed by the California  
27 Department of Corrections and Rehabilitation (CDCR) since 2001 and have been Chief Medical  
28 Officer at CTF since 2006. I am competent to testify to the matters set forth in this declaration,

Decl. J. Chudy in Support of Defs.' Mot. Summ. J.

*R. Bratton v. B. Curry, et al.*  
C 07-2928 JSW

1 and if called upon to do so, I would and could so testify. I submit this declaration in support of  
2 Defendants' Motion for Summary Judgment.

3 2. I have reviewed the medical records for inmate Ronald Bratton, CDCR number J-  
4 45341. Inmate medical records are kept in the course of regularly conducted business activity  
5 and every effort is made to maintain the accuracy and integrity of each record.

6 3. Inmate Bratton's medical records show that his blood chemistry is consistent with  
7 chronic lymphocytic leukemia (CLL) because his white blood count and particularly his  
8 lymphocytes have been elevated. His recommended treatment plan has been to monitor his white  
9 blood count by taking a complete blood count about every four months. He might require  
10 additional treatment if he had a rapid rise in white blood count, decrease in performance status,  
11 or decreased hemoglobin or platelet count. Inmate Bratton's medical records do not show that he  
12 has exhibited any of these symptoms or requires additional treatment.

13 a. Attached as Exhibit A is a true and correct copy of a report from Dr. Sanjay R.  
14 Ganpule dated November 8, 2006, and a flow cytometry interpretation dated November 8, 2006,  
15 which document the medical information in the paragraph above.

16 4. Laboratory analyses of inmate Bratton's blood demonstrate that his liver, kidney, blood  
17 sugar, albumin, iron, cholesterol, and triglycerides are all within normal range. This indicates  
18 that he does not have any nutritional deficiencies and is consuming adequate amounts of protein  
19 and iron, among other nutrients. This further indicates that his vegetarian diet is not adversely  
20 affecting him.

21 a. His laboratory results also demonstrate that his white blood count has remained  
22 elevated but stable since 2002. This is consistent with his diagnosis of CLL but shows that his  
23 CLL is not worsening.

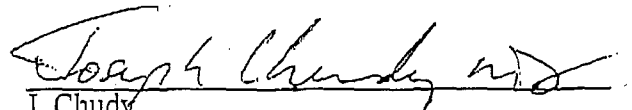
24 b. Attached as Exhibit B are true and correct copies of laboratory results dated:  
25 October 7, 2002; October 9, 2002; September 15, 2006; March 12, 2008; and March 18, 2008,  
26 which document the medical information in the paragraph above.

27 5. Inmate Bratton has been diagnosed with thalassemia trait. Individuals who have  
28 the thalassemia trait generally have a low to normal iron level that is considered adequate. If

1 those individuals take iron supplements, then periodic blood tests are needed to monitor their  
2 iron levels so that excessive iron does not lead to liver toxicity.

3 a. Attached as Exhibit C is a true and correct copy of laboratory results dated  
4 September 18, 2007, which document inmate Bratton's thalassemia trait.

5 I declare under penalty of perjury that the foregoing is true and correct. Executed at  
6 Soledad, California, on June 20, 2008.

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10 J. Chudy  
Chief Medical Officer & Health Care Manager

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